



State of New Jersey

ROBERT J. DEL TUFO
ATTORNEY GENERAL

DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF VETERINARY MEDICAL EXAMINERS

EMMA N. BYRNE
DIRECTOR

LOCATION:

124 HALSEY STREET, 6TH FLOOR
NEWARK, NJ 07102
(201) 504-6500

MAILING ADDRESS:

P.O. BOX 45020
NEWARK, NJ 07101

November 2, 1992

Johnnie Henderson, DVM
Mays Landing Dog & Cat Clinic
907 State Highway 50
Mays Landing, NJ 08330

Re: Case # 91-109

Dear Dr. Henderson:

This is to advise you that the Board of Veterinary Medical Examiners has received and reviewed certain information regarding activity in which you were engaged as a Board licensee. The Board's initial review disclosed professional misconduct within the meaning of N.J.S.A. 45:1-21(e), and failure to comply with a Board regulation within the meaning of N.J.S.A. 45:1.21 and N.J.A.C. 13:11-2.10 on October 16, 1991, when Mrs. Burger wife of Mr. Burger, visited Mays Landing, Dog & Cat Clinic, with an extremely ill dog; namely:

1. You failed to at least personally evaluate the animal's condition before having referral information relayed to the consumer.


You are hereby offered the opportunity to settle this matter and avoid the initiation of formal disciplinary proceedings by signing the enclosed certification and paying a civil penalty in the amount of \$500.00. Alternatively, you may waive your right to a hearing and submit a written statement or explanation to the Board. The Board will consider this statement and render a final decision thereon. You may also request a hearing in which case the matter will be scheduled and this notice will serve as a complaint. At the hearing you may, either personally or with the assistance of an attorney, submit such testimony or other evidence as you may deem necessary in order for the Board to finally determine whether the unlawful acts set forth herein have been proven.

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You should also be aware that upon final evaluation of the evidence submitted at the hearing, the Board may, if unlawful acts are found to exist, assess civil penalties in an amount greater than that herein offered in settlement. Additional, the Board may, if the facts are found to so warrant, enter an order requiring the restoration of any monies acquired by unlawful acts, the payment of costs and directing that you cease and desist from continued use of those acts found to be unlawful.

The enclosed certification should be returned to the Board with your indicated course of action within ten (10) days following receipt hereof. In the event that the Board receives no response within ten (10) days, the allegations contained herein shall be deemed admitted and the board will proceed to finally review this matter and enter an appropriate final order in relation thereto.

Very truly yours,


Maurice W. McQuade
Executive Director

MWM/sr

c.r.r.

Enclosure(s)